



PATENT CASE NAME/No. 905P158B (CON1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Radosavljevic et al.

Serial No: 10/729,392

Filing Date: 12/05/2003

Title: PROTECTION DEVICE WITH
LOCKOUT TEST

Group Art Unit: 2836

Examiner: Kitov, Zeev

Commissioner for Patents
P.O.
Alexandria, VA 22313-1450

Box

1450

STATEMENT UNDER 37 C.F.R. 3.73(b)

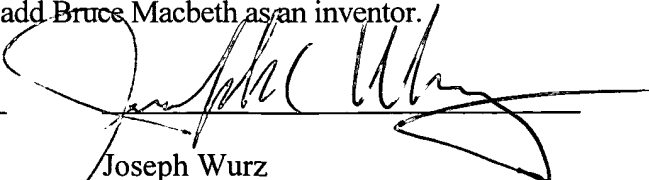
Assignee Pass & Seymour, Inc. hereby makes the following statements pursuant to 37 C.F.R. 3.73(b).

1. Pass & Seymour is the assignee of all rights of Dejan Radosavljevic and Thomas Packard in the above identified Patent Application. Attached as documentary evidence of a chain of title from Dejan Radosavljevic and Thomas Packard to Pass & Seymour is a copy of an assignment from Dejan Radosavljevic and Thomas Packard to Pass & Seymour, submitted for recording on January 30, 2003.

2. Pass & Seymour is the assignee of all rights of Bruce Macbeth in the above captioned patent application. Attached as documentary evidence of a chain of title from Bruce Macbeth to Pass & Seymour is a copy of an assignment from Bruce Macbeth to Pass & Seymour, submitted for recording on 4/19/05.

3. Assignee Pass & Seymour agrees to correction of inventorship in U.S. Patent Application Serial No. 10/729,392 to add Bruce Macbeth as an inventor.

Dated: 3/25/05


Joseph Wurz
Vice President of Engineering
Pass & Seymour



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STATEMENT FROM INVENTOR UNDER 37 C.F.R. 1.48(a)

I, BRUCE F. MACBETH, hereby declare and affirm the following:

1. Through error, I was not named as an inventor on the above-captioned patent application.
This error occurred without any deceptive intent on my part.

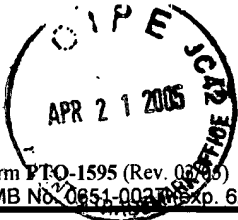
2. I agree to change the inventorship of the above-identified patent application to add myself
as an inventor.

3. I declare and affirm that the foregoing is true and correct under penalty of perjury.

Dated: 3/8/05

Bruce F. Macbeth

Bruce F. Macbeth



RECORDATION FORM COVER SHEET
PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)

Dejan Radosavljevic
Thomas N. Packard

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s) 3/23/05

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Joint Research Agreement
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: Pass & Seymour, Inc.

Internal Address: _____

Street Address: 50 Boyd Avenue

City: Syracuse

State: NY

Country: US Zip: 13209

Additional name(s) & address(es) attached? ☐ Yes ☐ No

4. Application or patent number(s):

☐ This document is being filed together with a new application.

A. Patent Application No.(s)

10/729,392

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☐ No

5. Name and address to whom correspondence concerning document should be mailed:

Name: Daniel P. Malley

Internal Address: Suite 201

Street Address: 10 Brown Road

City: Ithaca

State: NY Zip: 14850

Phone Number: 607-330-4010

Fax Number: 607-330-4001

Email Address: malleyd@bsk.com

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 1.21(h) & 3.41) \$40.00

- ☒ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☐ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____

Authorized User Name _____

9. Signature:

Signature

7/17/05
Date

Daniel P. Malley

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

3

ASSIGNMENT

(1-8) Insert Name(s) of Inventor(s)	1 Dejan Radosavljevic	2 Thomas N. Packard
	3 Bruce F. Macbeth	4
	5	6
	7	8

In consideration of the sum of one dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned, the undersigned agree(s) to assign, and hereby does assign, transfer and set over to

(9) Insert Name of Assignee (9) Pass & Seymour, Inc.

(10) Insert address of Assignee (10) 50 Boyd Avenue, Syracuse, New York 13209

(hereinafter designated as the Assignee the entire right, title and interest for the United States, its territories, dependencies and possessions, in the invention, and all applications for patent and any Letters Patent which may be granted therefore, known as

(11) Insert Identification of Invention, such as Title, Case Number or Foreign Application Number (11) **PROTECTION DEVICE WITH LOCKOUT TEST**
(Case No. 905P158B (CON1))

for which the undersigned have executed an application for patent in the United States of America

(12) Insert Date of Signing of Application (12) on 3/23/05

(13) Alternative Identification (13) U.S. Application Serial Number 10/729,392 for application filed on 12/5/03.

(1) The undersigned agree(s) to execute all papers necessary in connection with the application and any continuing or divisional applications thereof and also to execute separate assignments in connection with such applications as the Assignee may deem necessary or expedient.

(2) The undersigned agree(s) to execute all papers necessary in connection with any interference which may be declared concerning this application or continuation or division thereof and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

(3) The undersigned agree(s) to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

(4) The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

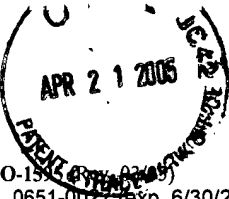
(5) The undersigned hereby authorize(s) and request(s) the Commissioner of Patents to issue any and all Letters Patents of the United States resulting from said application or any divisions or continuing applications thereof to the said Assignee, as Assignee of the entire interest, and hereby covenants that he has (they have) full right to convey the entire interest herein assigned, and that he has (they have) not executed and will not execute, any agreement in conflict herewith.

(6) The undersigned hereby grant(s), Daniel P. Malley, of Bond, Schoeneck & King, the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date	<u>3/23/05</u>	Signature	<u>[Signature]</u> (SEAL)
			Dejan Radosavljevic
Date	<u>3/23/05</u>	Notary/Witness	<u>[Signature]</u>
Date	_____	Notary/Witness	_____
Date	<u>3/23/05</u>	Signature	<u>[Signature]</u> (SEAL)
			Thomas N. Packard
Date	<u>3/23/05</u>	Notary/Witness	<u>[Signature]</u>
Date	_____	Notary/Witness	_____
Date	<u>3/8/05</u>	Signature	<u>[Signature]</u> (SEAL)
			Bruce F. Macbeth
Date	_____	Notary/Witness	_____
Date	_____	Notary/Witness	_____

CYNTHIA T. WESTMILLER
 NOTARY PUBLIC - STATE OF NEW YORK
 NO. 01-WE6053832
 QUALIFIED IN CAYUGA COUNTY
 MY COMMISSION EXPIRES 01-22-20 07



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1. Name of conveying party(ies)

Bruce F. Macbeth

Additional name(s) of conveying party(ies) attached? ☐ Yes ☐ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s) 4/8/05

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
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Date

Daniel P. Malley

Name of Person Signing

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(4) The undersigned agree(s) to perform all affirmative acts which may be necessary to obtain a grant of a valid United States patent to the Assignee.

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In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date _____ Signature _____ (SEAL)
Dejan Radosavljevic

Date _____ Notary/Witness _____

Date _____ Notary/Witness _____

Date _____ Signature _____ (SEAL)
Thomas N. Packard

Date _____ Notary/Witness _____

Date _____ Notary/Witness _____

Date _____ Signature Bruce F. Macbeth 4/8/05 (SEAL)
Bruce F. Macbeth

Date 4-8-05 Notary/Witness Myka Dean

Date _____ Notary/Witness _____

MYKA DEAN
Notary Public, State of New York
Qualified in Onondaga County
No. 01DE6065213
My Commission Expires July 7, 2007



PATENT APPLICATION

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

ATTORNEY DOCKET NO 905P158B (CON1)

As a below named inventor, We hereby declare that:

Our residence/post office address and citizenship are as stated below next to my/our name(s);

We believe we are the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **PROTECTION DEVICE WITH LOCKOUT TEST** the specification of which is attached hereto unless the following boxes are checked:

- ☒ was filed on December 5, 2003 as:
☒ US Application Serial No. 10/729,392 or
☐ PCT International Application _____
☐ and was amended on _____ (if applicable).

We hereby state that We have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I/We acknowledge the duty to disclose all information which is material to patentability as defined in 37 C.F.R. 1.56.

Foreign Application(s) and/or Claim of Foreign Priority

I/We hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C. 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

Provisional Application

I/We hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

Application Serial Number	Filing Date
60/326,531	10/2/02

U.S. Priority Claim

I/We hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I/We acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial Number	Filing Date	Status (patented/pending/abandoned)
09/827,007	4/5/01	patented
10/263,028	10/2/02	pending

POWER OF ATTORNEY:

As a named inventor, I/We hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Customer No.: ***44564*****44564**

PATENT AND TRADEMARK OFFICE

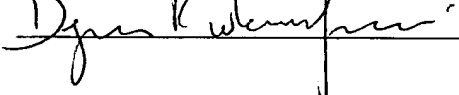
George McGuire, Reg. No. 36,603
Michael P. Williams, Reg. No. 43,271
Robert J. Sinnema, Reg. No. 53,599
David L. Nocilly, Reg. No. 48,259
Charles S. McGuire, Reg. No. 20,385
Daniel P. Malley, Reg. No. 43,443
William Greener, Reg. No. 38,165

Send Correspondence to: Daniel P. Malley Bond Schoenck & King 10 Brown Road, Suite 201 Ithaca, NY 14850	Direct Telephone Calls to: Daniel P. Malley 607-330-4010
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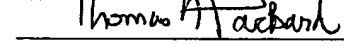
* * *

I/We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

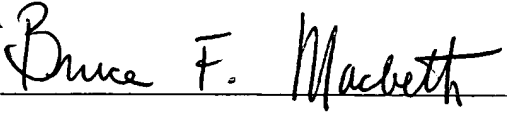
Full Name: Dejan Radosavljevic
Residence: 1476 Clark Hollow Road, LaFayette, NY 13084
Post Office Address: same
Citizenship: USA

Signature:  Date 3/23/05

Full Name: Thomas N. Packard
Residence: 4811 McDonald Road, Syracuse, NY 13215
Post Office Address: same
Citizenship: USA

Signature:  Date 3/23/05

Full Name: Bruce F. Macbeth
Residence: 569 Cumberland Avenue, Syracuse, NY 13210
Post Office Address: same
Citizenship: USA

Signature:  Date 3/8/05